UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NORTH CAROLINA SOUTHERN DIVISION

No. 7:08-CR-45-F1

UNITED STATES OF AMERICA)
v.	ORDER
DACIOUS LAMONT SMITH, Defendant.))
This matter is before the court on	the Defendant's Motion and Memorandum in Support
of Sentence Reduction [DE-84] and the I	Defendant's objection to the United States Probation
Office's Proposed Order regarding Motion	on For Sentence Reduction. Pursuant to United States v.
Black, F.3d (4th Cir. 2013), availa	ble at 2013 WL 6354142, the motion is DENIED
without prejudice to raise the issue again	if Black is reversed by the Fourth Circuit sitting en band
or the United States Supreme Court. As	eparate order filed contemporaneously will explain why
Smith is otherwise eligible for relief under	er 18 U.S.C. § 3582(c) and provide his amended
sentence.	
SO ORDERED.	
This the day of April, 2014.	
	James Jos
	Senior United States District Judge